

FILED VIA EFS ON November 6, 2007

Attorney Docket No. 10078-703.201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/791,916 Confirmation No.: 3842
Applicant : Hugh R. Sharkey et al.
(*pending correction of inventorship*)
Filed : March 3, 2004
Art Unit : 3738
Examiner : UNASSIGNED
Title : **Inflatable Ventricular Partitioning Device**
Customer No. : **66854**

AMENDMENT AFTER APPEAL UNDER 37 C.F.R. §41.33

MailStop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Applicants respectfully request amendment of the currently pending claims under 37 C.F.R. §41.33 ("Amendments and affidavits or other evidence after appeal"). A Notice of Appeal was filed in this case on September 10, 2007. Please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.